

**TENTATIVE RULINGS**

**CIVIL / FAMILY LAW CASE MANAGEMENT CALENDAR**

**For: 5/24/10 Monday Dept: 1A**

**(Posted 5/20/10)**

Tentative Rulings are proposed as orders to be issued at the hearing and are posted in advance for the convenience of the parties and their counsel. Any party objecting to the tentative ruling should promptly notify the opposing party of the substance of the objection with sufficient time to allow all parties, or their attorneys of record, to appear in person or by telephone at the scheduled hearing. Absent objection, the Court routinely adopts the tentative ruling as posted. Failures to appear, absent an order to appear, are deemed consent to the tentative ruling.

---

1. **1:00 PM** Case: 10CF9069 [M] JOHNSTON v SINGH  
Type: BREACH OF CONTRACT Date Filed: 01/28/10  
Event: CASE MANAGEMENT CONFERENCE-CIVIL  
Event: CONTINUED OSC RE: FILING COMPLIANCE  
\*VACATE IF ALL POS/ANSWERS ARE FILED\*

PLNTFF: JOHNSTON, RANDY ATTY: WHITE, BLAIR M. ESQ  
AKA: R.A. CONSTRUCTION  
DBA: R & A CONSTRUCTION  
DEFNDT: SINGH, JOSH

Tentative Ruling: The plaintiff has not filed a proper Proof of Service as to all named defendants. Plaintiff must file a proper Proof of Service prior to the next hearing. The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 9/20/10.

---

2. **1:00 PM** Case: 10CF9102 [M] DISCOVER BANK v ROSS  
Type: COLLECTIONS Date Filed: 02/22/10  
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: DISCOVER BANK ATTY: NELSON & KENNARD  
DEFNDT: ROSS, APRIL R ATTY: IN PRO PER  
Service Date/Type: 03/15/10 SUB Answer Date: 04/20/10

Tentative Ruling: The case is At-Issue and is set for Trial in Dept. 2 approximately 120 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: ½ day court trial.

///

---

3. 1:00 PM Case: 10CV36360 [S] SMART v HATCH  
Type: BREACH OF CONTRACT Date Filed: 01/05/10  
Event: CASE MANAGEMENT CONFERENCE-CIVIL  
Event: OSC RE: FILING COMPLIANCE

\*VACATE IF ALL POS/ANSWERS ARE FILED\*  
06/15/10 10:00 1 MOTION TO BE RELIEVED AS COUNSEL  
FILED BY BRIAN CHAVEZ-OCHOA

PLNTFF: SMART, DONNA ATTY: CHAVEZ-OCHOA LAW OFFICES INC.  
DBA: STONE RIDGE FARM  
DEFNDT: HATCH, GARY

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The next Case Management hearing shall be in Dept. 1A at 1:00PM on 10/25/10.

---

4. 1:00 PM Case: 10CV36363 [S] MANCHESTER v MICHAEL  
Type: P.D. MOTOR VEHICLE Date Filed: 01/05/10  
Event: CASE MANAGEMENT CONFERENCE-CIVIL

Related cases NOT on this calendar: CF8906 ,  
PLNTFF: MANCHESTER, KRISTEN ATTY: STRAUSS NEIBAUER ANDERSON & R  
DEFNDT: MICHAEL, CALEB S. ATTY: ARRUTI & ASSOCIATES  
Service Date/Type: 02/07/10 PER Answer Date: 02/23/10

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 1A at 1:00 PM on 10/25/10.

---

5. 1:00 PM Case: 10CV36365 [S] WAID v SALBU  
Type: PI/PD MOTOR VEHICLE Date Filed: 01/06/10  
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: WAID, MARNENE ATTY: AIROLA, JOHN V. ESQ  
DEFNDT: SALBU, JAN K ATTY: MAYALL HURLEY KNUTSEN SMITH &  
Service Date/Type: 02/10/10 PER Answer Date: 03/16/10

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 1A at 1:00 PM on 10/25/10.

---

6. 1:00 PM Case: 10CV36368 [S] REANEY v BLACK BART INN  
Type: PREMISES LIABILITY Date Filed: 01/08/10  
Event: CASE MANAGEMENT CONFERENCE  
Event: OSC RE: FILING COMPLIANCE

\*VACATE IF ALL POS/ANSWERS ARE FILED\*

PLNTFF: REANEY, PATRICK ATTY: ROBINSON LAW OFFICES, RUSSELL  
DEFNDT: BLACK BART INN INC  
DEFNDT: BLACK BART INN

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 9/20/10.

---

7. 1:00 PM Case: 10CV36369 [S] PAPAIS v HP DEVELOPMENT  
Type: QUIET TITLE Date Filed: 01/08/10  
Event: CASE MANAGEMENT CONFERENCE-CIVIL

P/TRSTE PAPAIS, LOU A. ATTY: WHITE, BLAIR M. ESQ  
P/TRSTE CAIN-PAPAIS, JUDIE ATTY: WHITE, BLAIR M. ESQ  
DEFNDT: HP DEVELOPMENT INC.  
Service Date/Type: 02/10/10 SUB 00/00/00  
AKA: HP DEVELOPMENT GROUP  
INT/PY: CAIN-PAPAIS TRUST OF 2002

Tentative Ruling: This matter awaits entry of judgment. The matter is continued for further case management, if judgment enters in the interim the following date will be vacated, Dept 1A at 1:00 PM on 9/20/10.

---

8. 1:00 PM Case: 10CV36400 [S] TOGNOTTI v MAR-VAL FOOD STORE  
Type: WRONGFUL TERMINATION Date Filed: 01/25/10  
Event: CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: TOGNOTTI, FELICIA A ATTY: LABOR LAW OFFICE  
DEFNDT: MAR-VAL FOOD STORE INC ATTY: COOK BROWN LLP  
Service Date/Type: 02/06/10 PER Answer Date: 03/08/10

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 1A at 1:00 PM on 10/25/10.

---

9. 1:00 PM Case: 10CV36528 [S] PREMIER INDUSTRIES v ALBERTSON  
Type: DEBT/COLLECTIONS Date Filed: 03/10/10  
Event: OSC RE: FILING COMPLIANCE  
\*VACATE IF ALL POS/ANSWERS ARE FILED\*  
08/02/10 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: PREMIER INDUSTRIES INC ATTY: HOLLINS SCHECHTER  
DEFNDT: ALBERTSON, MARTIN  
DBA: ALBERTSON CONSTRUCTION

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

///

---

10. 1:00 PM Case: 10CV36534 [S] AMERICAN BUILDING CON v THE CATALYST FINANCIA  
Type: BREACH OF CONTRACT Date Filed: 03/12/10  
Event: OSC RE: FILING COMPLIANCE

\*VACATE IF ALL POS/ANSWERS ARE FILED\*

06/08/10 10:00 1 DEFENDANT WATKINS WORLDWIDE & LLEWELLYN  
WATKINS' MOTION TO QUASH SERVICE OF  
SUMMONS  
07/26/10 1:00 1A CASE MANAGEMENT CONFERENCE-CIVIL

PLNTFF: AMERICAN BUILDING CONCEPT INC ATTY: MATLOCK LAW GROUP  
PLNTFF: HICKS, ROBERT A ATTY: MATLOCK LAW GROUP  
PLNTFF: WHITE, BRADLEY M ATTY: MATLOCK LAW GROUP  
DEFNDT: CATALYST FINANCIAL GROUP INC  
DEFNDT: GREEN, KENNETH S  
DEFNDT: WATKINS WORLDWIDE LLC ATTY: WEISBERG, MICHAEL ESQ  
Service Date/Type: 04/19/10 PER 00/00/00  
DEFNDT: WATKINS, LLEWELLYN R ATTY: WEISBERG, MICHAEL ESQ  
Service Date/Type: 04/19/10 INS 00/00/00  
DEFNDT: CATALYST FINANCIAL GROUP INCORPOR

Tentative Ruling: Plaintiff has not filed a proper Proof of Service as to all defendants. The OSC is continued over to the previously scheduled CMC time and date.

---

11. 1:00 PM Case: CF8254 [M] MRC RECEIVABLES CORP v LANGENBAHN  
Type: COLLECTIONS Date Filed: 10/06/08  
Priority Info: RULE 3.740  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLNTFF: MRC RECEIVABLES CORP ATTY: BRACHFELD LAW GROUP  
DEFNDT: LANGENBAHN, MARY  
Service Date/Type: 11/18/08 PER 00/00/00

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 9/20/10.

---

12. 1:00 PM Case: CF8263 [M] HSBC BANK NEVADA v ANDRUS  
Type: COLLECTIONS Date Filed: 10/10/08  
Priority Info: RULE 3.740  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLNTFF: HSBC BANK NEVADA NA ATTY: MANN BRACKEN LLP  
DEFNDT: ANDRUS, KENNETH L  
Service Date/Type: 10/23/08 PER 00/00/00

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 11/22/10.

///

---

13. 1:00 PM Case: CF8283 [M] HSBC BANK USA v MCMIHELK  
Type: UNLAWFUL DETAINER under \$25000 Date Filed: 10/20/08  
At-Issue Date: 00/00/00 Trial: 10/28/09 COURT TRIAL - SHORT CAUSE  
Priority Info: CONFIDENTIAL; DEFAULT VACATED  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

Related cases NOT on this calendar: CV35261 , 10CV36507 ,  
PLNTFF: HSBC BANK USA NATIONAL ASSOCIATIO ATTY: JACKSON & ASSOCIATES INC.  
ASSOC: WRIGHT FINLAY & ZAK LLP  
DEFNDT: MCMIHELK, DENA M.  
Service Date/Type: 10/21/08 PER Answer Date: 02/03/09  
DEFNDT: MCMIHELK, DALE E

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 9/20/10.

---

14. 1:00 PM Case: CF8630 [M] CAPITAL ONE BANK v CREUTZINGER  
Type: COLLECTIONS Date Filed: 05/22/09  
Priority Info: RULE 3.740  
Event: OSC RE: JUDGMENT UNDER CRC 3.740(f)

PLNTFF: CAPITAL ONE BANK USA NA ATTY: LEGAL RECOVERY LAW OFFICES IN  
DEFNDT: CREUTZINGER, VIVIAN M  
Service Date/Type: 06/19/09 PER 00/00/00

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 9/20/10.

---

15. 1:00 PM Case: CF8682 [M] CAPITAL ONE BANK v WINCHELL  
Type: COLLECTIONS Date Filed: 06/17/09  
Priority Info: RULE 3.740  
Event: OSC RE SANCTIONS (CRC 3.740(e))

PLNTFF: CAPITAL ONE BANK USA NA ATTY: LEGAL RECOVERY LAW OFFICES IN  
DEFNDT: WINCHELL, ANDREA M

Tentative Ruling: Plaintiff failed to file proper proof of service on all defendants or a declaration as previously ordered. Plaintiff is Ordered to Show Cause [CRC 3.740(e)] why \$50 per unserved defendant should not be imposed at a hearing in Department 1A at 1:00 PM on 9/20/10.

///

---

16. 1:00 PM Case: CF9026 [M] JUAREZ v GOWAN/NORMAN  
Type: PI/PD - MV Date Filed: 12/30/09  
Event: CASE MANAGEMENT CONFERENCE  
Event: CONTINUED OSC RE: FILING COMPLIANCE  
\*VACATE IF ALL POS/ANSWERS ARE FILED\*

PLNTFF: JUAREZ, ROY ATTY: BROOKMAN & WROTEN  
DEFNDT: GOWAN, MICHAEL LONNIE ATTY: FIELD & SANDERS  
Service Date/Type: 01/26/10 PER Answer Date: 02/25/10  
DEFNDT: HENNICK, NORMAN ESTATE OF

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 10/25/10.

---

17. 1:00 PM Case: CV33420 [S] BOCK v VALIQUETTE  
Type: QUIET TITLE Date Filed: 02/08/07  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLNTFF: BOCK, NANCY ATTY: FOLEY LAW OFFICES, KENNETH M.  
DEFNDT: VALIQUETTE, ALLISON ATTY: IN PRO PER  
Service Date/Type: 10/31/07 PER Answer Date: 11/03/08  
D/TRSTE HSBC BANK USA NAT'L ASSOC FOR DEU  
Service Date/Type: 04/01/10 PER 00/00/00

Tentative Ruling: The matter is not At-Issue and is set for further Case Management. By the next CMC, unless all defendants have filed responsive pleadings, Plaintiff is ordered to file defaults or dismissals of all defendants. The CMC is set for Dept 1A at 1:00 PM on 9/20/10.

---

18. 1:00 PM Case: CV34320 [S] GOETSCH v WILSON, ETAL  
Type: DAMAGES-NON TORT Date Filed: 12/26/07  
Priority Info: LEAD FILE WITH CF7868  
Event: TRIAL SETTING - CIVIL

Related cases NOT on this calendar: CF7868 ,  
PLNTFF: GOETSCH, HALEY MELISSA ATTY: IN PRO PER  
PLNTFF: CALAVERAS CO OFFICE OF EDUCATION ATTY: MULLEN & FILIPPI  
DEFNDT: WILSON, STEVEN ARRON ATTY: MAYALL HURLEY KNUTSEN SMITH &  
Service Date/Type: 00/00/00 Answer Date: 04/10/08  
DEFNDT: GREGORY, DONLEN ATTY: MAYALL HURLEY KNUTSEN SMITH &  
Service Date/Type: 03/12/08 SUB Answer Date: 04/10/08  
DEFNDT: DONLEN, GREGORY ATTY: MAYALL HURLEY KNUTSEN SMITH &  
DEFNDT: DONLEN LANDSCAPING ATTY: MAYALL HURLEY KNUTSEN SMITH &

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 3 day jury trial.

///

---

19. 1:00 PM Case: CV34371 [S] SAKATA v ABERNATHY  
Type: PI-NON MOTOR VEHICLE Date Filed: 01/22/08  
Event: FURTHER CASE MANAGEMENT CONFERENCE

PLNTFF: SAKATA, SHANA MONTGOMERY ATTY: VANTASSELL FORNASERO & WAGSTA  
DEFNDT: ABERNATHY, STEVEN ATTY: JOHNSON LAW OFFICES, DAVID B.  
Service Date/Type: 04/01/08 SUB Answer Date: 06/18/09

Tentative Ruling: Plaintiff has filed a Notice of Settlement. The court vacates all future court hearings and sets the matter for Court's Motion to Dismiss pursuant to Cal Rules 3.1385 in Dept. 1A at 1:00 PM on 8/23/10.

---

20. 1:00 PM Case: CV34816 [S] OAKLAND MCU v GREENPOINT MORTGAGE  
Type: QUIET TITLE Date Filed: 06/25/08  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL

PLNTFF: OAKLAND MUNICIPAL CREDIT UNION ATTY: FERNS ADAMS & ASSOCIATES  
DEFNDT: GREENPOINT MORTGAGE FUNDING  
Service Date/Type: 06/27/08 PER 00/00/00  
DEFNDT: KOUHI, AROUSH  
Service Date/Type: 07/08/08 SUB 00/00/00

Tentative Ruling: This matter awaits entry of judgment. The matter is continued for further case management, if judgment enters in the interim the following date will be vacated, Dept 1A at 1:00 PM on 9/20/10.

---

21. 1:00 PM Case: CV34998 [S] ADAMS v TRIANO  
Type: FRAUD Date Filed: 08/15/08  
Priority Info: 170.3 JEM  
Event: COURT'S MOTION TO DISMISS PER 3.1385  
170.3 JEM

P/TRSTE ADAMS, SHIRLEY ATTY: IN PRO PER  
GDN/AL: ADAMS, SUSAN  
DEFNDT: TRIANO, MICHAEL ATTY: LORMON LAW OFFICES, REG J.  
Service Date/Type: 10/20/08 SUB 00/00/00  
DEFNDT: TRIANO, ALISHA ATTY: LORMON LAW OFFICES, REG J.  
Service Date/Type: 10/19/08 PER 00/00/00  
DEFNDT: BERGHOUSE AND TRIANO DEVELOPMENT  
DEFNDT: BERGHOUSE, JACK ATTY: LORMON LAW OFFICES, REG J.

Tentative Ruling: Plaintiff has filed a Notice of Settlement. The court vacates all future court hearings and sets the matter for Court's Motion to Dismiss pursuant to Cal Rules 3.1385 in Dept. 1A at 1:00 PM on 7/26/10.

///

22. 1:00 PM Case: CV35598 [S] ELP ASSET MGMT LLC v HENRICHs, ETAL  
 Type: REAL PROPERTY Date Filed: 04/01/09  
 At-Issue Date: 00/00/00 Trial: 05/05/10 COURT TRIAL - LONG CAUSE  
 Event: TRIAL SETTING CONFERENCE  
 06/28/10 1:00 1A FURTHER CASE MANAGEMENT CONF-CIVIL  
 06/28/10 1:00 1A CONT'D OSC RE: FILING COMPLIANCE  
 \*VACATE IF ALL POS/ANSWERS ARE FILED\*

PLF/XD: ELP ASSET MANAGEMENT LLC ATTY: ROGERS WOLF VON BAEYER & HERH  
 ASSOC: MCDONOUGH HOLLAND & ALLEN PC  
 X/COMP: LOOMIS LAND COMPANY INC ATTY: MARTINEZ BUSINESS AND IMMIGRA  
 Service Date/Type: 00/00/00 Answer Date: 06/23/09  
 DEFNDT: ABI-ALI, RICHARD  
 Service Date/Type: 06/03/09 PUB 00/00/00  
 DEFNDT: GIORDANO, BERNARD  
 Service Date/Type: 06/03/09 PUB 00/00/00  
 DEFNDT: MERCHANT, BYRON L.  
 Service Date/Type: 06/03/09 PUB 00/00/00  
 DEF/XC: DE LA CRUZ, MARIA ATTY: MARTINEZ BUSINESS AND IMMIGRA  
 Service Date/Type: 04/14/09 PER Answer Date: 06/04/09  
 DEF/XC: CHRISTIE, SHIRLEY ATTY: MARTINEZ BUSINESS AND IMMIGRA  
 Service Date/Type: 04/16/09 PER Answer Date: 06/23/09  
 DEF/XC: CHRISTIE, MARK ATTY: MARTINEZ BUSINESS AND IMMIGRA  
 Service Date/Type: 04/22/09 SUB Answer Date: 06/23/09  
 TRSTE MARGUERITE K. THOMPSON TRUST,  
 DEF/XC: HEIST, CARRIE ATTY: MARTINEZ BUSINESS AND IMMIGRA  
 Service Date/Type: 04/19/09 PER Answer Date: 06/23/09  
 TRSTE MARGUERITE K. THOMPSON TRUST,  
 DEF/XC: THOMPSON TRUST, MARGUERITE K. ATTY: MARTINEZ BUSINESS AND IMMIGRA  
 Service Date/Type: 04/22/09 SUB 00/00/00  
 RP/INT: THOMPSON TRUST, MARGUERITE K  
 DF/X-D: HENRICHs, ROBERT ATTY: HANKS LAW OFFICE, MICHAEL L.  
 Service Date/Type: 04/14/09 PER Answer Date: 06/05/09  
 DF/X-D: RAH INVESTMENTS INC. ATTY: HANKS LAW OFFICE, MICHAEL L.  
 Service Date/Type: 04/14/09 PER Answer Date: 06/05/09  
 DF/X-D: BLACKSTONE PARTNERS DEVELOPMENT 1 ATTY: HANKS LAW OFFICE, MICHAEL L.  
 Service Date/Type: 04/14/09 PER Answer Date: 06/05/09  
 DF/X-D: MODESTO SIERRA PARTNERS LLC  
 Service Date/Type: 04/16/09 PER 00/00/00  
 DF/X-D: CALAVERAS SIERRA PARTNERS 1 LP  
 Service Date/Type: 04/14/09 PER 00/00/00  
 DF/X-D: RAH DEVELOPMENT LLC ATTY: HANKS LAW OFFICE, MICHAEL L.  
 Service Date/Type: 04/14/09 PER Answer Date: 06/05/09  
 DF/X-D: BLUE SUMMITS LAND CAPITAL INC.  
 Service Date/Type: 04/16/09 00/00/00  
 X-DEFT THOMAS, ALBERT  
 Service Date/Type: 10/23/09 PER 00/00/00  
 X-DEFT BIXBY INVESTMENTS LLC  
 X-DEFT PERSHING GROVE  
 X-DEFT PICKARD, ERIKA  
 X-DEFT ELP CAPITAL INC  
 X-DEFT STONERIDGE REALTY INC  
 X-DEFT CIVIL DILIGENCE ATTY: COLLINS & COLLINS

Continued on next page



Continued from previous page

X-DEFT	SPENCER, MIKE	ATTY: COLLINS & COLLINS
	Service Date/Type: 10/22/09 PER	00/00/00
X-DEFT	THOMAS, COLLEEN	
	Service Date/Type: 10/23/09 PER	00/00/00
X-DEFT	BLUE SUMMITS LLC	

Tentative Ruling: The case is At-Issue on the bifurcated issues and is set for Trial in Dept. 1 approximately 90 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 3 day court trial. Further case management on the remaining issues remains set in Dept. 1A at 1:00PM on 6/28/10.

---

23. 1:00 PM Case: CV35615 [S] CLINE v HOMUTH  
Type: PI/PD MOTOR VEHICLE Date Filed: 04/08/09  
Event: TRIAL SETTING CONFERENCE  
06/01/10 10:00 1 BERNIECE HOMUTH'S MOTION FOR SUMMARY  
JUDGMENT/ADJUDICATION

PLNTFF: CLINE, RONALD LEE	ATTY: HINKLE JACHIMOWICZ POINTER &
DEFNDT: HOMUTH, BERNIECE DELORES	ATTY: MAYALL HURLEY KNUTSEN SMITH &
Service Date/Type: 07/07/09 PER	Answer Date: 10/14/09

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 4 day jury trial.

---

24. 1:00 PM Case: CV36147 [S] HUGHES v WASHINGTON  
Type: SPECIFIC PERFORMANCE Date Filed: 10/15/09  
Event: FURTHER CASE MANAGEMENT CONF-CIVIL  
GRANT V. BARRETT, JUDGE PRO TEM  
06/22/10 10:00 1 PLAINTIFF'S MOTION FOR PRELIMINARY  
INJUNCTION

Related cases NOT on this calendar: CV35422 ,  
PLNTFF: HUGHES, JOY L ATTY: WEISBERG, MICHAEL ESQ  
DEFNDT: STEWART, STEVE ATTY: DAMBACHER TRUJILLO & WRIGHT  
Service Date/Type: 01/08/10 PER Answer Date: 05/17/10  
AKA: STEWART, STEVEN

Tentative Ruling: The case is At-Issue and mediation is recommended to the parties. A Trial Setting Conference is set in Dept. 1A at 1:00 PM on 10/25/10.

///

---

25. 1:00 PM Case: CV36257 [S] DILLASHAW v JONES  
Type: REAL PROPERTY Date Filed: 11/17/09  
Event: FURTHER CASE MANAGEMENT CONFERENCE  
06/15/10 10:00 1 PLTF'S MOTION REQUESTING MODIFICATION OF  
THE PRELIMINARY INJUNCTION

PLNTFF: DILLASHAW, CLAY ATTY: REIDY, DANIEL F. ESQ.  
PLNTFF: DILLASHAW, TAMARA ATTY: REIDY, DANIEL F. ESQ.  
DEFNDT: JONES, MARK V ATTY: IN PRO PER  
Service Date/Type: 11/19/09 PER Answer Date: 12/08/09  
AKA: JONES, MARK  
DEFNDT: JONES, W K  
Service Date/Type: 11/19/09 PER 00/00/00  
AKA: JONES, WENDY

Tentative Ruling: The case is At-Issue and is set for Settlement Conference in Dept. 1A approximately 120 days out and for Trial in Dept. 1 approximately 150 days out. The clerk's office shall provide a pretrial order with dates and times. Estimated trial length: 2 day court trial.

---

26. 1:30 PM Case: 10FL36373 [S] MARTIN v HALLBACH  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 01/11/10  
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

Related cases NOT on this calendar: CV36332 ,  
PETNR: MARTIN, MARVIN A. ATTY: SALAZAR, ANTHONY T. ESQ  
RESP: MARTIN, KATHLEEN HALLBACH ATTY: IN PRO PER  
Service Date/Type: 00/00/00 Answer Date: 01/14/10

Tentative Ruling: Petitioner and Respondent are ordered to serve and file Preliminary Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 8/23/10.

---

27. 1:30 PM Case: 10FL36385 [S] YAROSHINSKY v YAROSHINSKY  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 01/15/10  
Event: CASE MANAGEMENT CONFERENCE-FAMILY LAW

PETNR: YAROSHINSKY, SOPHIE ATTY: SEATON, JEFFREY D. ESQ  
RESP: YAROSHINSKY, ALEKSANDER ATTY: BECHELLI LAW OFFICES, F. JOSE  
Service Date/Type: 01/15/10 PER Answer Date: 01/29/10

Tentative Ruling: Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Thereafter, Petitioner and Respondent are ordered to serve and file Final Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 9/20/10.

///

---

28. 1:30 PM Case: CV31624 [S] FUCHSEL v FUCHSEL  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 04/25/05  
Priority Info: DEFAULT SET ASIDE 9-25-07  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: FUCHSEL, CHARLES ATTY: CHAVEZ-OCHOA LAW OFFICES INC.  
RESP: FUCHSEL, BETTE LYNN ATTY: YANKOVSKY, KRISTINE ESQ  
Service Date/Type: 10/12/05 PUB Answer Date: 09/26/07  
CLAMNT: CALIFORNIA PUBLIC EMPLOYEE'S RETI  
Service Date/Type: 05/23/08 MAI Answer Date: 06/10/08

Tentative Ruling: It appears the IRS issues are delaying final disposition of this matter. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 11/22/10.

---

29. 1:30 PM Case: CV31726 [S] DRAKE v DRAKE  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 06/02/05  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: DRAKE, DANIEL E. ATTY: IN PRO PER  
RESP: DRAKE, LYRA R. ATTY: IN PRO PER  
Service Date/Type: 06/09/05 PER Answer Date: 06/27/05  
NKA: ALMA, LYRA

Tentative Ruling: If a final Judgment (FL-180) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 11/22/10.

---

30. 1:30 PM Case: CV31982 [S] PISECKI v PISECKI JR  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 09/08/05  
Priority Info: DEFAULT SET ASIDE  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV34463 ,

PETNR: PISECKI, ANDREA N. ATTY: IN PRO PER  
J/PRTY: COUNTY OF CALAVERAS D.A.: CENTRAL SIERRA CHILD SUPPORT  
RESP: PISECKI, MICHAEL P JR ATTY: HEADLEY, FRANCES A. ESQ  
Service Date/Type: 09/19/05 PER Answer Date: 11/25/09

Tentative Ruling: There is no proof Respondent has paid \$5,500 to Petitioner as ordered on 3/4/10. **The matter is returned to Department 1 on June 1, 2010, at 9:00 AM for Petitioner's Request to Strike the Response.** If the amount ordered has been paid, and proof of such payment is in the court file, Respondent is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 8/23/10.

///

---

31. 1:30 PM Case: CV33590 [S] FOLEY v FOLEY  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 04/04/07  
Priority Info: LEAD W/CV33580; MSE 10/06/07  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV33580 ,  
PETNR: FOLEY, AMY ELIZABETH ATTY: HALLUM, KENNETH M. ESQ.  
J/PRTY: COUNTY OF CALAVERAS D.A.: CENTRAL SIERRA CHILD SUPPORT  
RESP: FOLEY, MARK THOMAS ATTY: IN PRO PER  
Service Date/Type: 04/05/07 PER Answer Date: 05/02/07  
CLAMNT: WESTERN CONFERENCE OF TEAMSTERS P  
Service Date/Type: 02/13/08 NAR 00/00/00

Tentative Ruling: If a final Judgment (FL-180) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 11/22/10.

---

32. 1:30 PM Case: CV34370 [S] SANCHEZ v SANCHEZ  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 01/22/08  
Event: FURTHER CASE MANAGEMENT CONF RE JUDGMENT

Related cases NOT on this calendar: CV34425 ,  
PETNR: SANCHEZ, GEORGETTE ATTY: IN PRO PER  
RESP: SANCHEZ, ZACHARY  
Service Date/Type: 01/05/08 PER 00/00/00

Tentative Ruling: If a final Judgment (FL-180) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 10/25/10.

---

33. 1:30 PM Case: CV34678 [S] PRANG v PRANG  
Type: LEGAL SEPARATION WITH MINOR CH Date Filed: 05/07/08  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV34798 ,  
PETNR: WILLIS PRANG, MELINDA E ATTY: IN PRO PER  
RESP: PRANG, DANIEL L  
Service Date/Type: 09/11/08 PER 00/00/00

Tentative Ruling: There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 1:30 PM on 11/22/10.

///

---

34. 1:30 PM Case: CV34754 [S] BAKER v BAKER  
Type: DISSOLUTION WITHOUT MINOR CHILDREN Date Filed: 05/30/08  
Priority Info: STATUS ONLY JGMT; MSE 9/21/09  
Event: TRIAL CONFIRMATION CONFERENCE  
05/26/10 9:00 1 COURT TRIAL - FAMILY LAW  
RE SPOUSAL SUPPORT

PETNR: BAKER, CLAYTON R ATTY: CHAVEZ-OCHOA LAW OFFICES INC.  
RESP: BAKER, DENISE L ATTY: AIROLA & AIROLA  
Service Date/Type: 06/16/08 PER Answer Date: 06/30/08  
CLAMNT: CALPERS

Tentative Ruling: Trial is confirmed. If a final Judgment (FL-180) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 7/26/10.

---

35. 1:30 PM Case: CV35175 [S] HOFFMAN v CARMONA  
Type: ESTABLISH PARENTAL RELATIONSHIP Date Filed: 10/21/08  
Priority Info: CONFIDENTIAL  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV35439 ,  
PETNR: HOFFMAN, TRACY ATTY: IN PRO PER  
RESP: CARMONA, JOEL  
Service Date/Type: 11/10/08 PER 00/00/00

Tentative Ruling: There is Proof of Service but no Response (FL-220) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 1:30 PM on 9/20/10.

---

36. 1:30 PM Case: CV35569 [S] ABDULGHANI v ABDULGHANI  
Type: DISSOLUTION WITH MINOR CHILDREN Date Filed: 03/23/09  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV35374 ,  
PETNR: ABDULGHANI, ANGELA S. ATTY: IN PRO PER  
RESP: ABDULGHANI, JOSEPH M.  
Service Date/Type: 03/23/09 PER 00/00/00

Tentative Ruling: It appears the parties have reconciled. The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until Proof of Service is filed. Failure to appear or notify the court of objection prior to the hearing shall result in dismissal of the action without prejudice.

///

---

37. 1:30 PM Case: CV35789 [S] NISBET v WARREN  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 06/10/09  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: NISBET, CRISTINA ATTY: IN PRO PER  
RESP: WARREN, JEREMY W. ATTY: SALAZAR, ANTHONY T. ESQ  
Service Date/Type: 06/10/09 PER Answer Date: 08/26/09

Tentative Ruling: Petitioner and Respondent are ordered to serve and file Preliminary Declarations of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 9/20/10.

---

38. 1:30 PM Case: CV35861 [S] RAYNOR v RAYNOR  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 06/30/09  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

Related cases NOT on this calendar: CV35748 ,  
PETNR: RAYNOR, GORDEN ATTY: SALAZAR, ANTHONY T. ESQ  
AKA: RAYNOR, GORDON  
RESP: RAYNOR, CLORA ATTY: IN PRO PER  
Service Date/Type: 00/00/00 Answer Date: 07/30/09

Tentative Ruling: Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Petitioner is ordered to serve and file a Final Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 8/23/10.

---

39. 1:30 PM Case: CV35927 [S] BRADLEY v CARDEY  
Type: NULLITY WITHOUT MINOR CHILDREN Date Filed: 07/29/09  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: BRADLEY, STAR MARIE ATTY: IN PRO PER  
RESP: CARDEY, SHANE ALAN  
Service Date/Type: 07/29/09 PER 00/00/00

Tentative Ruling: The Default of the respondent has been entered. Petitioner must go to the clerk's filing window to schedule a "Default Prove-Up" hearing. Petitioner must attend that brief hearing and submit the Judgment (FL-180) and Notice of Judgment (FL-190) papers. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 10/25/10.

///

---

40. 1:30 PM Case: CV36064 [S] DENNEY v DENNEY  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 09/15/09  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: DENNEY, TANYA MARIE ATTY: IN PRO PER  
RESP: DENNEY, CURT RUSSELL

Tentative Ruling: The petitioner has not filed a Proof of Service (FL-115) of the Summons and Petition with the court. The court cannot proceed with any orders until Proof of Service is filed. Petitioner is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 9/20/10.

---

41. 1:30 PM Case: CV36089 [S] OWENS v OWENS  
Type: DISSOLUTION WITHOUT MINOR CHIL Date Filed: 09/24/09  
Event: FURTHER CASE MANAGEMENT CONF-FAMILY LAW

PETNR: OWENS, BOBBIE ATTY: YANKOVSKY, KRISTINE ESQ  
RESP: OWENS, TOM  
Service Date/Type: 09/29/09 PER 00/00/00

Tentative Ruling: This matter may be concluded by filing a Marital Settlement Agreement ("MSA") signed by the parties attached to the Judgment (FL-180). There is Proof of Service but no Response (FL-120) or Default (FL-165). Prior to the next CMC, unless a Response is filed, Petitioner must file the Request for Default or dismiss the action. The CMC is set for Dept 1A at 1:30 PM on 9/20/10.

---

42. **2:30 PM** Case: CV34717 [S] WAID v WAID  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 05/20/08  
Priority Info: 170.3 JEM; 170.6 DVM  
Event: CONTINUED SETTLEMENT CONFERENCE  
\*170.3 JEM/170.6 DVM\*  
06/24/10 9:00 6 COURT TRIAL BIFURCATED CUSTODY AND  
VISITATION \*170.3 JEM/170.6 DVM\*

Related cases NOT on this calendar: CV34709 , CV32387 , CV32402 ,  
PETNR: WAID, BILL ATTY: CALDERWOOD, BRUCE G ESQ  
J/PTY: COUNTY OF CALAVERAS D.A.: CENTRAL SIERRA CHILD SUPPORT  
MINOR: WAID MINORS P.D.: KEENE (P.D.), PATRICK M ESQ  
RESP: WAID, MARNENE ATTY: BECHELLI LAW OFFICES, F. JOSE  
Service Date/Type: 05/29/08 PER Answer Date: 06/12/08

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

///

---

43. 2:30 PM Case: CV34771 [S] EARL v EARL  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 06/10/08  
At-Issue Date: 00/00/00 Trial: 03/10/10 COURT TRIAL - SHORT CAUSE  
Event: SETTLEMENT AND TRIAL SETTING CONFERENCE  
ON CUSTODY AND VISITATION

PETNR: EARL, JASON R ATTY: SALAZAR, ANTHONY T. ESQ  
MINOR: EARL MINORS P.D.: KEENE (P.D.), PATRICK M ESQ  
RESP: EARL, SHERRIE LYNN ATTY: IN PRO PER  
Service Date/Type: 00/00/00 Answer Date: 09/19/08  
ASSOC: CILENTI, STEVEN ESQ

Tentative Ruling: It appears the matter is settled. Absent objection the 3/10/10 custody order shall be the permanent order in this matter. All other issues settled 7/13/09. If a final Judgment (FL-180) on all issues is on file prior to the next Case Management hearing the Case Management hearing will be vacated. After review of the file, the matter is set for a further Case Management Conference in Dept. 1A at 1:30 PM on 9/20/10.

---

44. 2:30 PM Case: CV35657 [S] BAKER v BAKER  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 04/23/09  
Priority Info: CUSTODY/VISITATION BIFURCATED  
Event: SETTLEMENT CONFERENCE/TRIAL SETTING RE  
BIFURCATED CUSTODY/VISITATION

Related cases NOT on this calendar: CV35792 ,

PETNR: BAKER, JASON ATTY: CALDERWOOD, BRUCE G ESQ  
RESP: BAKER, KELLY ATTY: TRIFILO, JOHN J. ESQ  
Service Date/Type: 05/07/09 PER Answer Date: 05/20/09

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

---

45. 2:30 PM Case: CV35718 [S] LANTZY II v LANTZY  
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 05/14/09  
Priority Info: 170.6 JEM  
Event: SETTLEMENT CONFERENCE-FAMILY LAW  
AND TRIAL SETTING

Related cases NOT on this calendar: CV36170 ,

PETNR: LANTZY, GERALD M II ATTY: IN PRO PER  
RESP: LANTZY, BETHANY M ATTY: IN PRO PER  
Service Date/Type: 06/19/09 PER Answer Date: 08/06/09

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

///



---

46. 2:30 PM Case: CV35920 [S] JARRATT v JARRATT  
Type: DISSOLUTION WITHOUT MINOR CHILD Date Filed: 07/27/09  
Event: SETTLEMENT AND TRIAL SETTING CONFERENCE  
GRANT V. BARRETT, JUDGE PRO TEM

PETNR: JARRATT, PATTY W ATTY: BECHELLI LAW OFFICES, F. JOSE  
RESP: JARRATT, RICHARD C ATTY: CALDERWOOD, BRUCE G ESQ  
Service Date/Type: 00/00/00 Answer Date: 08/31/09

Tentative Ruling: There is no Tentative Ruling on this case. The parties, and their legal counsel if represented, are ordered to appear.

---

47. 2:30 PM Case: CV36220 [S] LANTHIER v LANTHIER  
Type: DISSOLUTION WITHOUT MINOR CHILD Date Filed: 11/04/09  
Event: SETTLEMENT AND TRIAL SETTING CONFERENCE  
GRANT V. BARRETT, JUDGE PRO TEM

PETNR: LANTHIER, DANA MILGRIM ATTY: BECHELLI LAW OFFICES, F. JOSE  
RESP: LANTHIER, MARC ATTY: COTTRELL, STEVEN J ESQ  
Service Date/Type: 11/09/09 PER Answer Date: 12/09/09

Tentative Ruling: By agreement of the parties the matter is returned to case management and no appearance is necessary. Respondent is ordered to serve and file a Preliminary Declaration of Disclosure (FL-141) prior to the next hearing. Thereafter, Petitioner and Respondent are ordered to serve and file Final Declarations of Disclosure (FL-141) prior to the next hearing.

///

END.